

**SHEPPARD MULLIN**SHEPPARD MULLIN RICHIER & HAMPTON LLP  
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415-434-9100 office | 415-434-3947 fax | [www.sheppardmullin.com](http://www.sheppardmullin.com)**FACSIMILE COVER SHEET****\*\* THIS FACSIMILE TRANSMISSION ALSO WILL BE MAILED \*\***Date: August 26, 2003File Number: 02SR-105491Total number of pages:  
(including 1-page cover sheet)

8

If all pages are not received, please call  
Sheppard Mullin at 415-434-9100, Ext. 3261**TO:**Jeffrey L. Gellner  
U.S. Patent & Trademark Office**Facsimile No.**

(703) 305-0285

**Telephone No.**

(703) 305-0053

From: Steven R. Vosen, Ph.D.Direct Dial: 415-774-3208Re: Patent No. 5,848,492**MESSAGE: PLEASE SEE ATTACHED.****FAX RECEIVED**

AUG 28 2003

**OFFICIAL****GROUP 3600**

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## FACSIMILE COVER SHEET

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**TO:**

Jeffrey L. Gellner  
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(703) 305-3597

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From: Steven R. Vosen, Ph.D.

Direct Dial: 415-774-3208

Re: Patent No. 5,848,492

**MESSAGE:**

Examiner Gellner:

Pursuant to your request, attached is a copy of the **Preliminary Amendment** and the **Statement of Status/Support for Changes to Claims** previously filed in the above application for reissue on December 15, 2000.

Regards,

Steven R. Vosen, Ph.D.  
Patent Agent

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Claude E. Brown  
Issued Patent No.: 5,848,492  
Patent Issue Date: December 15, 1998  
For: AGRICULTURAL  
METHODS WITH  
SUPERHEATED STEAM

Attorney Docket: 800132-15

**CERTIFICATE OF MAILING  
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I hereby certify that this paper, accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and are addressed to Assistant Commissioner for Patents, Box Reissue, Washington, DC 20231

December 15, 2000  
Date

  
Joel Drake

**PRELIMINARY AMENDMENT UNDER RULE 37 C.F.R. § 1.173**

BOX: REISSUE  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please enter the following preliminary amendment in the reissuance of the above-referenced patent.

**IN THE CLAIMS:**

Please amend the following claims:

11. (Amended) A method [for defoliating grape vines] comprising:  
generating a flow of superheated steam; and  
delivering the flow of superheated steam to a plant sufficient to at least partially defoliate said plant [basal leaves adjacent to developing grape berries].

SFO 4029253v1

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